

First Named  
 Inventor : Nicholas P. Van Brunt et al.  
 Appln. No. :  
 Filed : Herewith  
 Title : METHOD AND APPARATUS FOR INDUCING  
 SPUTUM SAMPLES FOR DIAGNOSTIC  
 EVALUATION  
 Docket No. : A792.12-0015

Group Art Unit:  
 Examiner:

10/08/96  
 02/25/02  
 10/08/96  
 02/25/02

## INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents  
 Washington, D.C. 20231

I CERTIFY THAT THIS PAPER IS BEING SENT BY EXPRESS MAIL,  
 TO THE ASSISTANT COMMISSIONER FOR PATENTS,  
 WASHINGTON, D.C. 20231, THIS 25 DAY OF

February, 2002.  
David M. Felt  
 PATENT ATTORNEY

Sir:

The enclosed PTO Form-1449 lists patents and publications submitted pursuant to 37 C.F.R. 1.97.  
 Copies of the patents or publications are enclosed as necessary.

This application relies, under 35 U.S.C. 120, on the earlier filing date of prior Application No. 09/387,312, filed on August 31, 1999. The following references, listed on the enclosed PTO Form 1449 were submitted to and/or cited by the Office in the prior application; therefore, under 37 C.F.R. 1.98(d), copies are not required to be provided herewith:

402,779	2,354,397	2,436,853	2,588,192	2,626,601
2,726,366	2,772,673	2,779,329	2,780,222	2,818,853
2,832,335	2,869,537	3,043,292	3,063,444	3,120,228
3,310,050	3,333,581	3,536,063	3,566,862	3,683,655
3,742,939	3,760,801	3,802,417	3,857,385	3,896,794
3,993,053	4,020,834	4,051,843	4,079,733	4,133,305
4,311,135	4,349,015	4,397,306	4,398,531	4,424,806
4,429,688	4,546,764	4,621,621	4,676,232	4,736,750
4,815,452	4,838,263	4,971,042	4,977,889	4,982,735
5,056,505	5,076,259	5,101,808	5,222,478	5,261,394
5,299,599	5,453,081	5,455,159	5,606,754	5,720,709
5,769,797	5,806,512	5,891,062	5,997,488	6,030,353
6,066,101	6,068,602	6,241,683	EP542383 A2	RU1247009

TIME OF FILING

The Information Disclosure Statement is being filed:

1. X

with the application or within three months of the filing date of a national application (other than a continued prosecution application under 37 C.F.R. 1.53(d)) or date of entry into the national stage of an international application or, to the best of the undersigned's knowledge, before the mailing date of a first Office action on the merits or a first office action after the filing of a request for continued examination under 37 C.F.R. 1.114, whichever event occurs last. In accordance with 37 C.F.R. 1.97(b), no certification or fee is required.

2.   

after the time period specified in paragraph 1 above, but, to the best of the undersigned's knowledge, before the mailing date of a final action under 37 C.F.R. 1.113 or notice of allowance under 37 C.F.R. 1.311, or an action that otherwise closes prosecution of the application. In accordance with 37 C.F.R. 1.97(c), submitted herewith is:

(check either A or B below)

- A.    a statement as specified in 37 C.F.R. 1.97(e), no fee is required.
- B.    the fee set forth in 37 C.F.R. 1.17(p) for submission of an Information Disclosure Statement under 37 C.F.R. 1.97(c).

3.   

after the mailing date of either a final action under 37 C.F.R. 1.113 or a Notice of Allowance under 37 C.F.R. 1.311, whichever occurs first, but on or before payment of the issue fee. Applicant petitions for consideration of this Information Disclosure Statement pursuant to 37 C.F.R. 1.97(d)(2). Applicant submits herewith:

- A. a statement as specified in 37 C.F.R. 1.97(e); and
- B. the fee set forth in 37 C.F.R. 1.17(p).

Respectfully submitted,

KINNEY & LANGE, P.A.

By   
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